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**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.: 10/521,240                      Group Art Unit: 3744  
Filing Date: August 12, 2005                      Examiner: Ljiljana Ciric  
Applicant: Hans-Dietrich SULZER                      Confirmation No. : 8761  
Title: METHOD FOR PRODUCING HEAT EXCHANGER  
ELEMENTS, HEAT EXCHANGER ELEMENTS AND  
METHOD FOR ASSEMBLING SUCH ELEMENTS  
Attorney Docket: 37960-000105/US

Customer Service Window  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314  
**Mail Stop AMENDMENT**

January 14, 2009

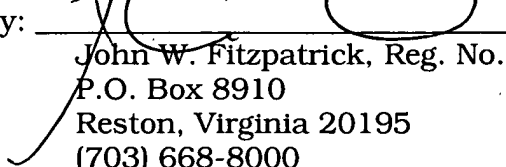
**COMMUNICATION TO U.S. PATENT AND TRADEMARK OFFICE**

Sir or Madam:

In response to the January 7, 2009 Notice of Non-Compliant Amendment, Applicant's representative contacted Examiner Ciric on January 13, 2009. During the telephone interview Examiner Ciric agreed to withdraw the Notice of Non-Compliant Amendment, examine the claims and indicated to the Applicant's representative that she would issue a new Office Action.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact John W. Fitzpatrick, at the telephone number of the undersigned below.

Respectfully submitted,  
HARNESSEY, DICKEY, & PIERCE, P.L.C.

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DJD/JWF/kas